

REMARKS

Reconsideration and allowance are respectfully requested. Claims 1, 6, 10 and 19 have been amended. Claims 1-20 remain pending.

Claims 1-20 stand rejected under 35 U.S.C. 112, second paragraph as being indefinite. The claims have been carefully reviewed and claims 1, 6, 10 and 19 have been amended in the manner suggested by the Examiner. It is submitted that all claims are in full compliance with 35 U.S.C. 112. Therefore, the rejection should be withdrawn.

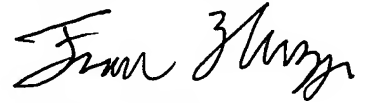
Claims 1-2, 7-11, 16-18 and 19 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Sharp in view of Gritter et al. and claims 2 and 12 stand rejected as being unpatentable over Sharp in view of Gritter et al. and further in view of level of ordinary skills of a worker in the art. These rejections are respectfully traversed.

The Examiner contends that Sharp teaches a pivot structure including shaft 44 and components 48, 50 (shaft key) and 56 (seal). As best shown in FIG. 3 of Sharp, the seal 56 seals the shaft 44 with respect to the motor and the keyed end 48, 50 of the shaft 44 is coupled to a vane 20. This does not define a pivot structure. In any event, claims 1, 10 and 19 have been amended to define the pivot structure more clearly. In particular, claims 1, 10 and 19 require that the pivot structure, means for pivoting or pivot, permit the motor to pivot with respect to the supporting structure. In no way do shaft components 44, 48, 50 and 56 of Sharp permit the motor 14 to pivot with respect to the pump housing 12, nor does Sharp teach or suggest such a pivoting movement. In fact, at column 3, lines 54-60, Sharp teaches that the spring 62 and supporting structure 42 ensure that the motor is held against rotation in the motor chamber. Therefore, the rejections should be withdrawn.

The allowable subject matter of dependent claims 4-5, 13-15 and 20 is noted with thanks. These claims have not been placed in independent form since the independent claims 1, 10 and 19 are considered to be allowable for the reasons advanced above.

All objections and rejections having been addressed, it is respectfully submitted that this application is in condition for allowance and a Notice to that effect is earnestly solicited.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Frank J. Nuzzi".

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